

FILED
HARRISBURG, PA

MAR 09 2023

IN THE
UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

PER 
DEPUTY CLERK

George Ivan Lopez,
Plaintiff,

Vs.

John Wetzel, et al.,
Defendants.

)(
) (Hon: Christopher C. Conner
) (M.J. Karoline Mechalechick
)(
) (Case No: 3:21-cv-1819
)(
) (

PLAINTIFFS' MOTION SEEKING A STAY OF THE DEFENDANTS
DEPOSE AND DISCOVERY UNTIL THE COURT DECIDE THE
PLAINTIFFS' APPOINTMENT OF COUNSEL MOTION

Now Comes, Plaintiffs' Lopez, Watkins, Stokes, Poplawski and Spatz, respectfully requesting this Honorable Court to ***Stay*** both the Defendants Depose and Discovery until the Court Decide the Pending motion for appointment of counsel and in support, the Plaintiffs' states as follow:

1. This case is very complex in nature; It requires extensive investigation which neither of the Plaintiffs would be able to conduct due to their incarceration, This case also would have conflicting credibilities, a Lawyer would better be able to cross examine the witnesses, see, Montgomery V. Pinchal, 294 F. 3d. 1492, 499 (3rd. Cir. 2002).

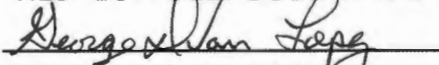
2. This Honorable Court via M.J. Karoline Mechalechick, issued a Report and

Recommendation Granting the Plaintiffs' complaint and denying the Defendants Motion to Dismiss. Furthermore, Honorable Christopher C. Conner adopted the Eighth Amendment Claim and the ADA, claim but, denied the Fourteenth Amendment claim. The Courts has found that the Plaintiffs, remaining claim had enough merits to survive the defendants motion to dismiss.

3. The Plaintiffs asserts that this Honorable Court, should take under consideration the facts laid out in the complaint and opposition brief, that; (1) The Plaintiffs' are not competent to try this case due to their mental Health issues; (2) Plaintiffs' cannot protect their own constitutional rights in any depose; (3) The Plaintiffs cannot conduct Pro se Discovery because the Defendants are refusing the Plaintiffs' discovery material. See, Farmer V. Hass, 990 F.2d 319, 322 (7th. Cir. 1993).

WHEREFORE: For the reasons set forth above, the Plaintiffs, Lopez, Watkins, Stokes, Poplawski and Spatz, respectfully request that this Court issue an order Granting this Motion to Stay the Depose and the Discovery until the Pending Motion for Appointment of Counsel is decided. Prayer for relief.

RESPECTFULLY SUBMITTED



1200 MOKYCHIC DRIVE
COLLEGEVILLE, PA. 19426

3/6/2023

Defendants.

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Case No: 3:21-cv-1819

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To: United States District Court
Middle District of Pennsylvania
U.S. Courthouse 228 Walnut Street
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